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ONE HUNDRED ELEVENTH CONGRESS

# Congress of the United States

## House of Representatives

COMMITTEE ON ENERGY AND COMMERCE

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April 24, 2009

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The Honorable Henry A. Waxman  
Chairman  
Committee on Energy and Commerce  
2125 Rayburn House Office Building  
Washington, D.C. 20515

The Honorable Edward J. Markey  
Chairman  
Subcommittee on Energy and Environment  
2125 Rayburn House Office Building  
Washington, D.C. 20515

Dear Chairman Waxman and Chairman Markey:

Pursuant to Clause 2(j)(1) of Rule XI of the Rules of the House of Representatives, we request an opportunity to call witnesses selected by the minority to testify on *The American Clean Energy Security Act of 2009*, which is the subject of the Energy and Commerce Committee's April 21, 22, 23, and 24 hearings. Under the Rule, the minority Members of the Committee are entitled to call witnesses of their choosing to testify on the subject matter of the hearing.

This week, the Committee heard from 54 Democrat witnesses and 14 Republican witnesses with regard to your draft legislation that does not include allocation specifics and is therefore woefully incomplete. We heard repeatedly, and from witnesses called by both sides, that the draft bill was incomplete and therefore insufficient to allow adequate evaluation of its true economic impact. Before we move to write this bill into law at a mark-up session, our Committee's members deserve a fair, thorough discussion of the language we have seen and the language we have yet to see.

The Honorable Henry A. Waxman

The Honorable Edward J. Markey

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As we mentioned in our April 20 letter prior to this week's hearings, we believe there are several issues raised by your draft legislation that warrant further serious consideration by this Committee. The hearings this week have only served to increase our belief that we need to further explore these issues because of the significant economic impact they will have on our economy, American businesses, and American consumers. Accordingly, we intend to call additional witnesses to address the issues that we suggested to you in our letter.

As you know, this legislation will raise the price of gasoline, electricity, and every commodity and service that requires energy for its production or transport. Rising prices will lead to significant job losses that will not be offset by any small number of low-paying green jobs. This legislation will export our jobs and our manufacturing sectors overseas. And this bill will do nothing to decrease our dependence on foreign oil.

Hasty decisions on incomplete legislation never seem to produce the desired outcome, and we had hoped that we would not have to assert traditional minority rights under the House Rules to request a day on which we might all hear from some who have not been permitted to testify. However, both the Committee and the public need to know as much as possible about the draft legislation before we begin writing it into law. We look forward to working with you, either on a day for us to call our own witnesses, or on setting up some additional hearings as we suggested on Monday.

Sincerely,



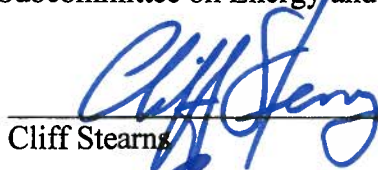
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Ranking Member  
Committee on Energy and Commerce



Fred Upton  
Ranking Member  
Subcommittee on Energy and Air Quality




Ralph Hall



Cliff Stearns



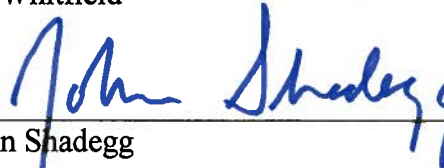
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The Honorable Henry A. Waxman

The Honorable Edward J. Markey

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 (12-06)  
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